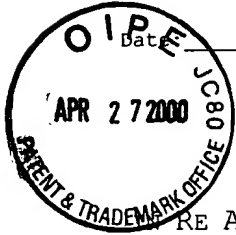


I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:



Date

4.25.00

By:

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE APPLICATION OF:

Wagner, et al.

SERIAL No.: 09/522,334

FILED: March 10, 2000

FOR: TRAIT-ASSOCIATED GENE
IDENTIFICATION METHODEXAMINER: ~~Unknown~~

Kryje

ART UNIT: ~~Unknown~~

1638

Declaration Under 37 CFR §1.821

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Linda R. Judge, declare and affirm as follows:

1. I am an agent for the applicant.
2. The floppy disc which accompanies this Declaration contains the required sequence listing.
3. The sequence listing recorded on said disc matches the hard copy of the sequence listing accompanying this Declaration.
4. The present submission contains no new matter relative to the application as originally filed.

Respectfully submitted,

Linda R. Judge

Registration No: 42,702

Date: April 25, 2000Correspondence Address:Customer No. 22918
(650) 324-0880

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: 4-25-00

By: *Linda R. Judge*



Attorney Docket No.: 4257-0018.30
Applicant: Wagner, et al.
Serial No.: 09/522,334
Filing Date: March 10, 2000
For: **TRAIT-ASSOCIATED GENE IDENTIFICATION METHOD**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. Transmitted herewith are the following:
 - ☒ An Preliminary Amendment
 - ☒ Sequence Listing printout, floppy diskette, matching declaration
 - ☐ Check in the amount of \$
2. Entity Status
 - ☒ Small Entity Status (37 CFR \$1.9 and \$1.27) has been established by a previously submitted Small Entity Statement.
3. Conditional Petition for Extension of Time:
An Extension of Time is requested to provide for timely filing if necessary for timely filing of this transmittal and enclosures.
4. Provisional Fee Authorization
Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 04-0531.

Respectfully submitted,

Linda R. Judge

Linda R. Judge
Registration No. 42,702

Date: April 25, 2000

Correspondence Address:
Customer No. 22918

INVENTORSHIP DECLARATION BY JOINT INVENTORS

I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are stated next to my name in PART A on hereof.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

TRAIT-ASSOCIATED GENE IDENTIFICATION METHOD

the specification of which:

- ☒ is attached hereto.
- ☐ was filed on _____ as Application Serial No. _____ and was amended on _____ (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed in PART B hereof and have also identified in PART B on hereof any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

I hereby claim the benefit under Title 35, United States Code §119(e) and §120, of any United States application(s) listed in PART C hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56 which occurred between the filing date of the prior application and any national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all telephone calls to Linda R. Judge at (650) 324-0880. Address all correspondence to:

Dehlinger & Associates
P.O. Box 60850
Palo Alto, CA 94306-0850

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART A: INVENTOR INFORMATION AND SIGNATURE

Full name of FIRST inventor: Ry Wagner

Citizenship: U.S.A. Post Office Address: 1972 Alder Street
Eugene, Oregon 97405

Residence (if different):

Inventor's Signature: _____ Date: _____

Full name of SECOND inventor: Helena Mathews

Citizenship: U.S.A. Post Office Address: 14546 N.W. Joseph Court
Portland, Oregon 97229

Residence (if different):

Inventor's Signature: _____ Date: _____

Full name of THIRD inventor: Xing Liang Liu

Citizenship: China, P.R. Post Office Address: 2061 W. 16th Avenue
Eugene, Oregon 97402

Residence (if different):

Inventor's Signature: _____ Date: _____

Full name of FOURTH inventor: Wendy J. Waggoner

Citizenship: U.S.A. Post Office Address: 11915 S.W. Summer Crest Dr.
Tigard, Oregon 97223

Residence (if different):

Inventor's Signature: _____ Date: _____

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)

Country	App. No.	Filing Date
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PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120

Serial No.	Filing Date	Status
<u>60/124,232</u>	<u>March 12, 1999</u>	<input type="checkbox"/> Patented <input checked="" type="checkbox"/> Pending <input type="checkbox"/> Abandoned <input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Abandoned